

Jim Doyle
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**WISCONSIN DEPARTMENT OF
REGULATION & LICENSING**



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**PHARMACY EXAMINING BOARD MEETING
1400 East Washington Avenue - Madison, WI
Room 121C
October 27, 2010
Contact: Nora Wilson (608) 266-8098**

Note: The Full Board Meeting Starts at 9:00 a.m., after the Screening Panel. The full Board meeting agenda is included after the Screening Panel agenda.

8:30 A.M.

**SCREENING PANEL
Room 199B**

Amy Mattila, Suzette Renwick and Greg Weber

1. Call Open Session to Order
2. CONVENE TO CLOSED SESSION to consider the investigation of charges against licensees (Wis. Stat. § 19.85 (1) (b)) and to consider financial, medical, social or personal histories or disciplinary data or the investigation of charges against specific licensees (Wis. Stat. § 19.85 (1) (f))
 - a. Screen informal complaints
3. CONVENE TO OPEN SESSION
4. Vote on items considered in closed session if voting is appropriate
5. ADJOURNMENT

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting items may be removed from the agenda. Please consult the meeting minutes for a description of the actions and deliberations of the Board.

FULL BOARD MEETING

9:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Approval of Agenda (1-6)
 - B. Approval of September 22, 2010 meeting minutes (7-12)
- Presentation of stipulations including any received after printing of agenda
- 08 PHM 002, Darrell L. Brown, R.Ph. by Attorney Aaron Konkol – Case Advisor - Timothy Boehmer
 - 08 PHM 004, Alan W. Roeber, R.Ph. by Attorney Aaron Konkol – Case Advisor – Suzette Renwick
 - 08 PHM 014, David Kempfert, R.Ph. by Attorney Jim Polewski – Case Advisor - Amy Mattila
 - 09 PHM 037, Scott A. Vondra, R.Ph. by Attorney Kim Kluck – Case Advisor - Timothy Boehmer
 - 09 PHM 040, Ralph Leoni, R.Ph. by Attorney Jim Polewski – Case Advisor - Suzette Renwick
 - 10 PHM 011, Joseph M. Conrad, R.Ph. by Attorney Aaron Konkol – Case Advisor - Pamela Phillips

Administrative Report
Election of Officers for 2011 Calendar Year

*Officers will be seated in the first meeting of 2011

*Training for new officers: December 2, 3, 2010 in Madison

Office	Current Officer	Officer Elect
Chairperson	Jeanne Severson	
Vice-Chairperson	Jason Walker-Crawford	
Secretary	Pamela Phillips	

2010 Board appointments

Screening Panel – Amy Mattila, Greg Weber, and Suzette Renwick

Credentialing Liaison – Tim Boehmer, Greg Weber (alternate) and Jeanne Severson (alternate)

Legislative Liaison – Jason Walker-Crawford, Jeanne Severson (alternate), Greg Weber (alternate) and Tim Boehmer (Alternate)

Division of Enforcement Monitoring Liaison – Amy Mattila

Division of Enforcement Inspection Liaison – Amy Mattila

NABP examination question writing workshop volunteer – Amy Mattila

NABP examination question review volunteer – Jeanne Severson

Controlled Substances Board Representative Member – Tim Boehmer

State Council on Alcohol and Other Drug Abuse Representative Member – Pamela Phillips

Regulatory Digest Advisor – Greg Weber

Pharmacy Advisory Council – Greg Weber and Jeanne Severson

Impaired Professionals Procedure (IPP) Liaison – Amy Mattila

Continuing Education Liaison – Jeanne Severson

Practice Question Liaison – Jason Walker-Crawford and Greg Weber

PDMP – Greg Weber and Tim Boehmer

Speaking Engagements and Travel including any received after printing of agenda

- Report on the NABP Standard Setting for the Multistate Pharmacy Jurisprudence Examination (MJPE) – September 22, 2010 – Amy Mattila

Items Received After Preparation of the Agenda:

- Presentation of remedial education cases
- Presentation of Petitions and Motions
- Application issues

Education and Examination Issue(s) including any received after printing of agenda

- C. **Appearance 9:30 – 9:50** – Mike Rouse, B. Pharm (Hons); MPS, Assistant Executive Director, International and Professional Affairs, Accreditation Council for Pharmacy Education - CPD Presentation and Board Discussion (**13-32**)

Appearances from Requests Received or Renewed

- **Appearance 9:50 - 10:00** - Delora A. Pufall; re: Denial of Pharmacy License

- D. Variance Request(s) and Report(s) including any received after printing of agenda

- Variance Request – Winnebago Mental Health Institute (33-52)
 - Tech Check Variance
- Variance Report – Froedtert Hospital (53-54)
 - Tech Check Variance
- Variance Request – Aurora Pharmacy (55-60)
 - Delivery Variance
- Variance Request – Chartwell Midwest Wisconsin (61-66)
 - Delivery Variance

- E. Review of Current and Future Rulemaking and Legislative Initiatives – Discuss and Set Priorities (67-68)

- Board Review and discussion of Scope Statement for Revising Pharm 7.08 and 8.09
- Board Review and discussion of Scope Statement for Revising Pharm 1.02 (69-70)
- Board Review and discussion of Scope Statement for Revising Pharm 17.02 (71-74)
- Board Review and discussion of separate licensing for oxygen (76-90)
 - Minnesota
 - Delaware
 - Oregon
- Consider future revisions to manufacturing regulations, specifically regarding security (91-92)

- F. Practice Questions including any received after printing of agenda

- Review EPT Draft FAQ (93-98)

DRL Update on PDMP

G. Drug Enforcement Administration Monthly Drug Theft and Loss Reports (99-100)

Board Review and discussion of pharmacist's requirement to "make records related to pseudoephedrine logs available to a law enforcement officer who requests them" under 961.235(3) and relationship with HIPAA

H. Board Review of letters to Senator Erpenbach and Representative Richards re: IPP Revisions (101-104)

DOE Inspection Liaison Report – Amy Mattila

Credentialing Liaison Report – Timothy Boehmer

State Council on Alcohol and Other Drug Abuse (SCAODA) Report – Pamela Phillips

Informational Items

Public Comments

CONVENE TO CLOSED SESSION to deliberate on case(s) following hearing (Wis. Stat. § 19.85 (1) (a)); consider closing disciplinary investigation(s) with administrative warning(s) (Wis. Stat. § 19.85 (1) (b) and 440.205); to consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g))

I. Deliberation of proposed stipulation, final decision and orders including any received after printing of agenda

- 08 PHM 002, Darrell L. Brown, R.Ph. by Attorney Aaron Konkol – Case Advisor - Timothy Boehmer (105-110)
- 08 PHM 004, Alan W. Roeber, R.Ph. by Attorney Aaron Konkol – Case Advisor – Suzette Renwick (111-116)
- 08 PHM 014, David Kempfert, R.Ph. by Attorney Jim Polewski – Case Advisor - Amy Mattila (117-122)
- 09 PHM 037, Scott A. Vondra, R.Ph. by Attorney Kim Kluck – Case Advisor - Timothy Boehmer (123-128)
- 09 PHM 040, Ralph Leoni, R.Ph. by Attorney Jim Polewski – Case Advisor - Suzette Renwick (129-136)
- 10 PHM 011, Joseph M. Conrad, R.Ph. by Attorney Aaron Konkol – Case Advisor - Pamela Phillips (137-142)

J. Case Closings including any received after printing of agenda

- 08 PHM 002 (143-146)
- 09 PHM 020 (147-150)
- 08 PHM 004 (151-154)
- 09 PHM 066 (155-158)

K. Monitoring including any received after printing of agenda

- Thomas M. Triscari -- Requesting Reinstatement of License (159-180)
- Heidi M. Timmerman – Requesting Reinstatement of License (181-198)
- Michael S. Ivey – Requesting Initial Stay of Suspension (199-216)

L. Application Issues including any received after printing of agenda

- Delora A. Pufall – Reconsideration of Denial (217-235)

Deliberation other items received after printing of agenda

- Presentation of remedial education cases
- Presentation of Petitions and Motions
- Appearances from Requests Received or Renewed

Division of Enforcement – case status reports and case closings

Consulting with Legal Counsel regarding Credentialing, Application or Any Other Issues that are Before the Board

RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

Voting on items deliberated or considered in closed session if voting is appropriate

ADJOURNMENT

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC UNLESS OTHERWISE NOTED. IF A BOARD ADJOURNS TO CLOSED SESSION, RECONVENES IN OPEN SESSION TO VOTE ON ITEMS CONSIDERED IN CLOSED SESSION, AND DURING VOTING DETERMINES THAT ADDITIONAL

DELIBERATIONS ARE NECESSARY FOR VOTING, THE BOARD MAY ADJOURN TO CLOSED SESSION TO CONTINUE DELIBERATIONS AND THEN RECONVENE INTO OPEN SESSION FOR VOTING.

Meetings and hearings may be cancelled without notice. Times listed for meeting items are approximate and depend on the length of discussion and voting. The board may also consider in closed session, stipulations filed after the printing of this notice. Meetings may be confirmed by a telephone call to the listed contact person. Examinations are open only to authorized candidates. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. All meetings are held at 1400 East Washington Avenue, Madison, Wisconsin, unless otherwise noted. For a complete copy of the board's agenda, contact the board listed above. Interpreters for the hearing impaired provided on request. Contact the Affirmative Action Officer, (608) 266-2112.